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## Supreme Court of California

FREDERICK K. OHLRICH  
COURT ADMINISTRATOR AND  
CLERK OF THE SUPREME COURT

February 6, 2004

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**Via facsimile and regular mail**

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**Re: In re Kevin Cooper on Habeas Corpus – S122389**

Dear Counsel:

The court will treat the "Appendix of exhibits in support of petition, volume VI, exhibit number 190," received by the court on February 5, 2004, at 4:55 p.m., as a new petition for writ of habeas corpus, subject to verification which petitioner is directed to supply by 2:00 p.m. today, along with a cover letter enumerating the claims for relief for which the exhibit supplies factual allegations. The Attorney General is directed to serve and file an informal response to the new petition by today at 5:00 p.m. If necessary, the Attorney General may serve and file any additional informal response by Saturday, February 7, 2004, at 5:00 p.m. If the Attorney General does intend to file anything between 5:00 p.m. today and February 7, 2004 at 5:00 p.m., he is directed to so inform the clerk of the court to facilitate the filing.

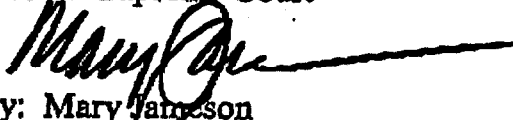
Petitioner may then serve and file upon respondent's counsel in the San Francisco office of the Attorney General a reply to the informal response by 9:00 a.m., Monday, February 9, 2004. Petitioner is reminded that any filing on February 9, 2004 must comply with the order regarding filings on that date the court issued on February 5, 2004.

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Any reply to the informal response by petitioner must explain why petitioner did not attach the January 31, 2004, declaration of Kristina M. Rebelo-Anderson to the petition for writ of habeas corpus he filed in this court on February 2, 2004, but rather withheld it until February 5, 2004, at 4:55 p.m.

Very truly yours,

FREDERICK K. OILRICH  
Court Administrator and  
Clerk of the Supreme Court



By: Mary Jamison  
Automatic Appeals Unit Supervisor

cc: Robert Amidon  
William McGuigan  
Richard Mazer  
California Appellate Project  
Habeas Corpus Resource Center  
Dane Gillette, Senior Asst. Attorney General  
Rec.